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| APPLICATION NO.  | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.  | CONFIRMATION NO. |
|--|-------------|----------------------|----------------------|------------------|
| 10/766,129   | 01/28/2004  | Brian Fowler         | 04079-1-0030         | 2109             |
| 26135  | 7590        | 02/06/2008           | EXAMINER             |                  |
| LOTT & FRIEDLAND, P.A.<br>P.O. BOX 141098<br>CORAL GABLES, FL 33114-1098 |             |                      | ADDY, THJUAN KNOWLIN |                  |
| ART UNIT   |             | PAPER NUMBER         |                      |                  |
| 2614   |             |                      |                      |                  |
| MAIL DATE  |             | DELIVERY MODE        |                      |                  |
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

|                              |                        |                     |  |
|------------------------------|------------------------|---------------------|--|
| <b>Office Action Summary</b> | <b>Application No.</b> | <b>Applicant(s)</b> |  |
|                              | 10/766,129             | FOWLER ET AL.       |  |
|                              | <b>Examiner</b>        | <b>Art Unit</b>     |  |
|                              | Thjuan K. Addy         | 2614                |  |

— The MAILING DATE of this communication appears on the cover sheet with the correspondence address —  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 21 November 2007.
- 2a) This action is **FINAL**.      2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 1-15 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 1-15 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on 28 January 2004 is/are: a) accepted or b) objected to by the Examiner.  
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
 a) All    b) Some \* c) None of:
  1. Certified copies of the priority documents have been received.
  2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

|  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 5) <input type="checkbox"/> Notice of Informal Patent Application |
|  | 6) <input type="checkbox"/> Other: _____                          |

## **DETAILED ACTION**

### ***Response to Amendment***

1. Applicant's amendment filed on November 21, 2007 has been entered. Claims 1 and 3 have been amended. No claims have been cancelled. No claims have been added. Claims 1-15 are still pending in this application, with claims 1, 9, and 14 being independent.

### ***Claim Rejections - 35 USC § 102***

2. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

3. Claims 1-15 are rejected under 35 U.S.C. 102(e) as being anticipated by Kim et al (US 7,177,415).

4. In regards to claim 1, Kim discloses a method for identifying a telephone number to a computer system for processing a telephone call over the Internet (See Fig. 2 and Internet 250) to a user assigned to said telephone number (See col. 1-2 lines 61-2), comprising: receiving data (for example, the data is the name, address, or e-mail address of a person or company) entered into said computer system by a caller through a web browser (See Fig. 2 and web browser 200); searching said data for said telephone number or a proxy representing said telephone number; processing said telephone call through a packet switched data network (See Fig. 2 and Internet 250) to said telephone number if said telephone number is found in said data (See col. 3 lines

9-24, col. 3 lines 35-53, and col. 4 lines 1-20); and accessing a name server (See Fig. 2 and web server 210) to translate said proxy into said telephone number for return to said computer system for processing said telephone call to said telephone number if said telephone number is not found in said data (See col. 4 lines 46-58).

5. In regards to claim 2, Kim discloses the method, wherein the web browser translates the proxy in accordance with an establish protocol (See col. 3 lines 9-24 and col. 4 lines 6-20).

6. In regards to claim 3, Kim discloses the method, wherein the protocol is the dialto protocol (See col. 3 lines 9-24 and col. 4 lines 6-20).

7. In regards to claim 4, Kim discloses the method, wherein the web browser creates search hook objects from said data entered into the computer system to translate said data when the web browser is unable to identify the established protocol (See col. 4 lines 53-58).

8. In regards to claim 5, Kim discloses the method, wherein data that cannot be translated using search hook objects is transferred back to the web browser (See col. 4 lines 33-38 and col. 4 lines 53-58).

9. In regards to claim 6, Kim discloses the method, wherein said name server can store a proxy for a telephone number (See col. 3 lines 54-61).

10. In regards to claim 7, Kim discloses the method, wherein the web browser provides a sub-window within the main web browser window on the computer system wherein a proxy for a telephone number can be created and stored for later access (See col. 3 lines 35-47 and col. 3 lines 54-61).

11. In regards to claim 8, Kim discloses the method, wherein the proxy consists of a name, letter, numbers, or symbols (See col. 3 lines 43-47).
12. In regards to claims 9 and 14, Kim discloses a method and system of parsing through web pages to identify a telephone number or a proxy comprising the steps of: using a specified predictive or adaptive algorithm to detect telephone number data; transforming each identified telephone number that is detected into a URI; providing a user with the transformed telephone number as a URI (See col. 3 lines 9-24 and col. 3 lines 48-67).
13. In regards to claim 10, Kim discloses the method, wherein the URI is provided to said computer system as a hyperlink on the web browser (See col. 3-4 lines 62-11).
14. In regards to claim 11, Kim discloses the method, wherein the web browser dials the telephone number associated with said URI (See col. 3 lines 9-24 and col. 4 lines 6-20).
15. In regards to claim 12, Kim discloses the method, wherein the web browser dials the telephone number through a distributed proxy server (See col. 3 lines 9-24).
16. In regards to claim 13, Kim discloses the method, wherein said web browser dials the telephone number through an IP gateway (See col. 1-2 lines 61-2).
17. In regards to claim 15, Kim discloses the system, wherein telephone numbers can be dialed using the computer network (See col. 1-2 lines 61-2) or a circuit-switched telecommunication network (See col. 4 lines 53-58).

***Response to Arguments***

18. Applicant's arguments filed 11/21/2007 have been fully considered but they are not persuasive.

19. Applicant argues that Kim does not disclose processing a telephone call over a packet switched data network (e.g., the Internet), rather Kim describes processing a telephone call over a telephone line. Applicant further argues that Kim does not disclose a specified predictive or adaptive algorithm to detect a phone number, transforming the numbers into a URI and providing the user with a transformed URI.

20. In response to Applicant's argument that does not disclose processing a telephone call over a packet switched data network (e.g., the Internet), rather Kim describes processing a telephone call over a telephone line, Examiner respectfully disagrees. Although Kim discloses making a telephone call manually, Kim also discloses the use of "dialto", in which the telephone call can automatically be made via the Internet link/web browser (See col. 3 lines 9-24 and col. 4 lines 6-20). Like claim 3, of the present invention, Kim uses the dialto feature in order to process a telephone call via the Internet. Therefore, although Kim teaches manually dialing the telephone number, Kim also teaches using "dialto" for automatically processing the telephone call via the Internet link/web browser.

21. In response to Applicant's argument that Kim does not disclose a specified predictive or adaptive algorithm to detect a phone number, transforming the numbers into a URI and providing the user with a transformed URI, Examiner respectfully disagrees. As discussed above, Kim discloses the use of "dialto", in which the

telephone call can automatically be made via the Internet link/web browser (See col. 3 lines 9-24 and col. 4 lines 6-20), therefore, Kim does disclose a specified predictive or adaptive algorithm to detect a phone number, transforming the numbers into a URI and providing the user with a transformed URI (See col. 3 lines 9-24 and col. 3 lines 48-67), due to the fact, and as pointed out by Applicant, that transforming the number into a URI would only be required for processing the calls over the Internet, in which Kim does.

### ***Conclusion***

22. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).
23. A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.
24. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thjuan K. Addy whose telephone number is (571) 272-7486. The examiner can normally be reached on Mon-Fri 8:30-5:00pm.

25. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ahmad Matar can be reached on (571) 272-7488. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

26. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



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